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19 **UNITED STATES DISTRICT COURT**
20 **NORTHERN DISTRICT OF CALIFORNIA**
21 **SAN FRANCISCO DIVISION**

22 OWEN DIAZ,
23 Plaintiff,
24 v.
25 TESLA, INC. DBA TESLA MOTORS, INC.,
26 Defendant.

Case No. 3:17-cv-06748-WHO

**PLAINTIFF'S DISCOVERY
DESIGNATION WITH DEFENDANT'S
OBJECTIONS AND PLAINTIFF'S
RESPONSES**

Trial Date: March 27, 2023
Complaint Filed: October 16, 2017

Plaintiff Owen Diaz hereby designates the following discovery requests and responses for presentation at trial as part of his case in chief.

Initial Discovery Information Pursuant to G.O. No. 71:

Initial Disclosures: March 30, 2018 (Section (3)a).

NO.	INTERROGATORY	RESPONSE	OBJECTION/ COUNTER- DESIGNATION	PLAINTIFF'S RESPONSE
71.	I. During their temporary assignments to Tesla, Plaintiff Demetric Diaz and Plaintiff Owen Diaz (collectively "Plaintiffs"), were supervised by: A) Javier Caballero: Plaintiff Demetric Di-az B) Ed Romero: Plaintiff Owen Diaz		The information in the discovery request and response concerning Demetric Di-az is irrelevant to the issues presented in the retrial and unduly prejudicial to Tesla and potentially confusing to the jury. (FRCP Rules 402 and 403) The discovery discloses that Demetric Di-az asserted claims as a Plaintiff which should be excluded.	Plaintiff is agreeable to removing the references to Demetric Di-az.

Special Interrogatories to Defendant Tesla:

Set One: June 4, 2018 (No. 8)

Set Three: May 24, 2019 (Nos. 17-18)

NO.	INTERROGATORY	RESPONSE	OBJECTION/ COUNTER- DESIGNATION	PLAINTIFF'S RESPONSE
8.	Please provide the last best-known contact information for Edward Romero. (In responding to this interrogatory, the term contact information, includes, but is not limited to, address, phone number and email.)	Mr. Romero is a former Tesla employee but he is represented by counsel for Tesla in this action. Accordingly, Mr. Romero may be contacted through counsel of record for Tesla.		
17.	Please DESCRIBE in comprehensive detail each position Victor Quintero has held during his employment at the TESLA FACTORY from 2014 to present. (For the purposes of responding to this	Victor Quintero's position is Manager, Recycling Services, from May 12, 2015, through the date of this response.		

NO.	INTERROGATORY	RESPONSE	OBJECTION/ COUNTER- DESIGNATION	PLAINTIFF'S RESPONSE
	interrogatory, the term "DESCRIBE" means to list, for each position, the job title, job duties, hours worked, and dates the position was held.)			
18.	Please DESCRIBE in comprehensive detail each position Ramon Martinez held during his employment at the TESLA FACTORY. (For the purposes of responding to this interrogatory, the term "DESCRIBE" means to list, for each position, the job title, job duties, hours worked, and dates the position was held.)	Ramon Martinez was not employed by Tesla during the time that Plaintiff Owen Diaz or Plaintiff Demetric Di-az worked at Tesla. Ramon Martinez's position from January 14, 2019, to the date of this response is	The information in the discovery request and response concerning Demetric Di-az is irrelevant to the issues presented in the retrial and unduly prejudicial to Tesla and potentially confusing to the jury. (FRCP 402 and 403) The discovery discloses that Demetric Di-az asserted claims as a Plaintiff which should be excluded.	Plaintiff is agreeable to removing the references to Demetric Di-az.

NO.	INTERROGATORY	RESPONSE	OBJECTION/ COUNTER- DESIGNATION	PLAINTIFF'S RESPONSE
		Lead Material Handler.		

Objection/Counter to Requests for Admissions to Defendant Tesla:

Set One: May 24, 2019 (No. 2)

Set Two: October 11, 2019 (No. 10)

NO.	INTERROGATORY	RESPONSE	OBJECTION/ COUNTER- DESIGNATION	PLAINTIFF'S RESPONSE
2.	Admit that Plaintiff Owen Diaz was working at the TESLA FACTORY pursuant to the contract YOU had with Defendant Citistaff, Inc.	Defendant admits that it contracts with NextSource to staff temporary workers at its facilities. It is Defendant's understanding that NextSource contracts with CitiStaff, Solutions, Inc., among other third parties, to secure temporary staffing at its facilities.	Relevance, unduly prejudicial, and jury confusion. The relationship between Mr. Diaz and Tesla is not at issue in this trial.	Plaintiff believes, based on Defendant's contentions in the pretrial statement, that Tesla Inc. will try to confuse the jury about the relationship Mr. Diaz has with Tesla Inc. Therefore, Plaintiff believes this question is appropriate. The response is also relevant to Defendant's reprehensible conduct.
10.	Admit YOU have no security recordings or footage of any interactions between Plaintiff Owen Diaz and Ramon Martinez.	Admit.		

1 Dated: February 13, 2023

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4 /s/ Lawrence A. Organ

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OWEN DIAZ